IAP12 Rec'd PCT/PTO 15 MAR 2007

PTO-1390 (Rev. 07-2005)
Approved for use through 3/31/2007. OMB 0651-0021
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER BASF 10153WOUS			
		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/580,700			
INTERNATIONAL APPLICATION NO.	INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED			
PCT/EP2004/013685  TITLE OF INVENTION THE USE OF N. ARVI	December 2, 2004	December 4, 2003  IBATING PESTS IN AND ON ANIMALS			
	HYDRAZINE DERIVATIVES FOR CON	BATING I BSTS IN ALL S			
APPLICANT(S) FOR DO/EO/US Wolfgang von					
· · · · · · · · · · · · · · · · · · ·		D/US) the following items and other information:			
1. This is a FIRST submission of items co	ncerning a submission under 35 U.S.C. 37	1. · · · · · · · · · · · · · · · · · · ·			
2. This is a SECOND or SUBSEQUENT s	submission of items concerning a submission	n under 35.U.S.C. 371.			
This is an express request to begin nat (5), (6), (9) and (21) indicated below.	ional examination procedures (35 U.S.C. 37	71(f)). The submission must include items			
4. The US has been elected (Article 31).					
5. A copy of the International Applicatio	n as filed (35 U.S.C. 371(c)(2))				
a. is attached hereto (required	d only if not communicated by the Internatio	nal Bureau).			
b. has been communicated by	y the International Bureau.				
c. is not required, as the appl	ication was filed in the United States Receiv	ring Office (RO/US).			
6. An English language translation of the	ne International Application as filed (35 U.S.	C. 371(c)(2)).			
a. is attached hereto.					
b. has been previously subm	itted under 35 U.S.C. 154(d)(4).				
7. Amendments to the claims of the Int	ernational Application under PCT Article 19	(35 U.S.C. 371(c)(3))			
a. are attached hereto (requ	ired only if not communicated by the Intern	ational Bureau).			
b. have been communicated	d by the International Bureau.				
c. have not been made; how	vever, the time limit for making such amend	ments has NOT expired.			
d. have not been made and	will not be made.				
8. An English language translation of	the amendments to the claims under PCT A	nticle 19 (35 U.S.C. 371(c)(3)).			
9. An oath or declaration of the invento	or(s) (35 U.S.C. 371(c)(4)).				
10. An English language translation of the Article 36 (35 U.S.C. 371(c)(5)).	he annexes of the International Preliminary	Examination Report under PCT			
Items 11 to 20 below concern document	(s) or information included:				
11. An Information Disclosure Statemer	· ·				
1	ling. A separate cover sheet in compliance	with 37 CFR 3.28 and 3.31 is included.			
13. A preliminary amendment.	•				
14. An Application Data Sheet under 37	7 CFR 1.76.				
15. A substitute specification.					
16. A power of attorney and/or change	of address letter.				
	equence listing in accordance with PCT Rule	e 13ter.2 and 37 CFR 1.821- 1.825.			
	ernational Application under 35 U.S.C. 154(				
I .	age translation of the international applicati				

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Page 1 of 3 Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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U.S. APPLICAT	ION NO. (if known,	see 37 CFR 1.5)	INTERNATIONAL AF	AL APPLICATION NO. ATTORNEY'S DOCKET NUMBER			
10/580,700			PCT/EP2004/013685	·	BASF 10153WOUS		
20. Other	20. Other items or information:						
Copy of Notificat Declaration of M	ion of Missing Re ay 25, 2006; Lette	equirements; copy er to U.S. Designa	of PTO-1390 filed May 29 ted /Elected Office	5, 2006 with copy of p	postcard receipt for filing	executed	
The follo	owing fees have be	een submitted		<del></del>	CALCULATIONS	PTO USE ONLY	
	-			\$300	\$		
	nination fee (37 CF						
. –	•				s		
by IPEA/	US indicates all cla	aims satisfy provisio	ational preliminary examina ons of PCT Article 33(1)-(4)	\$0			
	rch fee (37 CFR 1.						
If the written opin	ion of the ISA/US	or the International	preliminary examination re	port prepared by			
Search fee (37 C	FR 1 445(a)(2)) ha	as been paid on the	of PCT Article 33(1)-(4) international application to	the USPTO as an	\$		
Internation	onal Searching Aut	thoritv	than the US and provided t	\$100	,		
nreviously	v communicated to	the US by the IB		\$400			
All other situation	is			\$500			
	TOTAL OF 21, 22	2 and 23 =	in naper over 100 sheets (s	eveluding		<del>                                     </del>	
Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an							
electroni	c medium) (37 CFI	R 1.492(j)).	of paper or fraction thereof.	•			
				ŀ	1 ·	·	
Total Sheets	Extra Sheets		dditional 50 or fraction o to a whole number)	RATE			
- 100 =	/50 =			x \$250	\$	· · · · · · · · · · · · · · · · · · ·	
Surcharge of \$13 after the date of	Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).				\$		
CLAIMS	NUMB	ER FILED	NUMBER EXTRA	RATE	\$		
Total claims		13 - 20 =		x \$50	\$		
Independent clai	ms	1 -3=		x \$200	\$		
MULTIPLE DEP	ENDENT CLAIM(S	S) (if applicable)		+ \$360	\$		
TOTAL OF ABOVE CALCULATIONS =			\$				
Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½.							
SUBTOTAL =			\$				
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).			\$				
TOTAL NATIONAL FEE =			\$				
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property			\$ .				
TOTAL FEES ENCLOSED =			\$				
				Amount to be refunded:	\$		
					Amount to be charged	\$	

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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		-		•	
A check in the amount of \$	to cover the above	fees is enclose	<b>d.</b>		
Please charge my Deposit Account No A duplicate copy of this sheet is enclosed.	_ in the amount of \$ _	to	cover the abov	ve fees.	
The Commissioner is hereby authorized to charge an Account No. 50-3218 . A duplicate copy of this s	y additional fees whic heet is enclosed.	h may be require	ed, or credit any	overpayment to D	eposit
Fees are to be charged to a credit card. WARNING: be included on this form. Provide credit card inform	Information on this for nation and authorizatio	m may become on on PTO-2038	public. Credit c	ard Information s	hould no
TE: Where an appropriate time limit under 37 CFR 1.49	5 has not been met, a	a petition to rev	ive (37 CFR 1.	137(a) or (b)) mus	t be filed
granted to restore the international Application to pen	iuing status.				
			,,		
ND ALL CORRESPONDENCE TO:		Man	J.B. Sha	nt	
tchison Law Group PLLC		SIGNATU	E . / G . / G . / G		•
D. Box 31686 leigh, North Carolina 27612		Mary B. Gran	•	Date: March 15	, 2007
19) 829-9600		NAME			
		32,176	. 1	(PCT/EP2004/0	13685)
•		REGISTRA	ATION NUMBER	R	
				•	
			·		
I hereby certify that the application/correspondence attache Office to Addressee" service under 37 CFR § 1.10 on the de	d hereto is being depos	ited with the Uni	ted States Postal	Service "Express Mar of Patents, P.O. Bo	lail Post
A	exandria, VA 22313-1	450.	. ا م		,
Express Mail Label No. EV 8350597230	is Willer	Date of Depo	osit: 5[1	5/2007	
	Cynthia Wilder		<del>-</del>		
	. •				



## United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Sox 1450 Alexandra, Virginia 22313-1450 www.uspto.gov

U.S. APPLICATION NUMBER NO

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

10/580,700

Wolfgang von Deyn

BASF.10153WOUS

**CONFIRMATION NO. 5407** 

INTERNATIONAL APPLICATION NO.

PCT/EP04/13685

RECEIVED

I.A. FILING DATE

PRIORITY DATE

JAN 19 2007

12/02/2004

12/04/2003

Hutchison Law Group P.O. Box 31686 Raleigh, NC 27612

Hutchison Law Group

**371 FORMALITIES LETTER** 

\*OC000000021998741\*

Date Mailed: 01/17/2007

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/25/2006
- Copy of the International Search Report filed on 05/25/2006
- Preliminary Amendments filed on 05/25/2006
- Request for Immediate Examination filed on 05/25/2006
- U.S. Basic National Fees filed on 05/25/2006
- Assignment filed on 05/25/2006
- Power of Attorney filed on 06/20/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

\$130 Surcharge.

Response Du 3/17/07

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web. https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at http://www.uspto.gov/ebc.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

INDIA L EVANS

Telephone: (703) 308-9140 EXT 212

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICÁTION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY, DOCKET NO.		
10/580,700	PCT/EP04/13685	BASF.10153WOUS		

FORM PCT/DO/EO/905 (371 Formalities Notice)

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Wolfgang von DEYN et al.

Mail Stop: PCT

National Stage of

International Application No.: PCT/EP2004/013685

U.S. Application No. 10/580,700

International Filing Date: December 2, 2004

Title: The Use of N-arylhydrazine Derivatives for Combating Pests in and on Animals

#### LETTER TO U.S. DESIGNATED/ELECTED OFFICE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements dated January 17, 2007, for the above-identified application, Applicants note that an executed Declaration was already filed with the National Stage application on May 25, 2006. Applicants enclose herewith copies of the executed Declaration, Transmittal Letter under 35 U.S.C. 371 filed by Certificate of Express Mail on May 25, 2006, and a copy of the date-stamped postcard indicating receipt of the executed Declaration by the United States Patent and Trademark Office on May 25, 2006.

Therefore, Applicants believe that they have fulfilled the requirements under 37 C.F.R. § 1.497 and that no fee is due. A notice to this effect is respectfully requested.

However, the Director is hereby authorized to charge any appropriate fees that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-3218.

If there are questions, please contact the undersigned.

Respectfully submitted,

**HUTCHISON LAW GROUP PLLC** 

Date: May 15, 2007

Mary B. Grant

Registration No. 32,176

P.O. Box 31686 Raleigh, NC 27612 +1.919.829.9600

I hereby certify that the application/correspondence attached hereto is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to the Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail Label No. EV 835 059 723 US Date of Deposit: 03/15/07

Cynthia Wilder

PTO-1390 (Rev. 07-2005)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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TRANSMITTAL LETTER TO THE UNITED STATES		ATTORNEY'S DOCKET NUMBER
DESIGNATED/ELECTED OFFICE (DO/EO/US)		BASF.10153 WOUS U.S. APPLICATION NO. (If known, see 37 CFR 1.5)
CONCERNING A SUBMISSIO	N UNDER 35 U.S.C. 371	Unassigned
INTERNATIONAL APPLICATION NO.	INTERNATIONAL FILING DATE December 2, 2004	PRIORITY DATE CLAIMED December 4, 2003
PCT/EP2004/013685  TITLE OF INVENTION THE USE OF N-ARYLI		COMBATING PESTS IN AND ON ANIMALS
APPLICANT(S) FOR DO/EO/US Wolfgang von DEV	YN, Hassan OLOUMI-SADEGHI, David C	KUHN, Nigel ARMES, Christopher KORADIN, Alissa ZELLER
Applicant herewith submits to the United Sta	ates Designated/Elected Office (Do	D/EO/US) the following items and other information:
1. This is a FIRST submission of items co		•
2. This is a SECOND or SUBSEQUENT s		
This is an express request to begin nat (5), (6), (9) and (21) indicated below.	ional examination procedures (35 U.S.	C. 371(f)). The submission must include items
4. The US has been elected (Article 31).		
5 A copy of the International Application	•	
a.  is attached hereto (require	d only if not communicated by the Inter	national Bureau).
	y the International Bureau.	
1	lication was filed in the United States R	•
6. An English language translation of the	he International Application as filed (35	U.S.C. 371(c)(2)).
a. is attached hereto.		
	nitted under 35 U.S.C. 154(d)(4).	* · · · · · · · · · · · · · · · · · · ·
	ternational Application under PCT Artic	
a. are attached hereto (requ	uired only if not communicated by the l	nternational Bureau).
	d by the International Bureau.	
c. have not been made; ho	wever, the time limit for making such a	mendments has NOT expired.
d. have not been made and		
8. An English language translation of	the amendments to the claims under F	PCT Article 19 (35 U.S.C. 371(c)(3)).
9. An oath or declaration of the invent	or(s) (35 U.S.C. 371(c)(4))	
10. An English language translation of Article 36 (35 U.S.C. 371(c)(5)).	the annexes of the International Prelim	inary Examination Report under PCT
Items 11 to 20 below concern document	t(s) or information included:	
11. An Information Disclosure Stateme		
12. An assignment document for recor	ding. A separate cover sheet in compli	ance with 37 CFR 3.28 and 3.31 is included.
13. A preliminary amendment.		
14. An Application Data Sheet under 3	37 CFR 1.76.	DOCKETEDam
15. A substitute specification.		5/25/06
16. A power of attorney and/or change	e of address letter.	
		T Rule 13/er.2 and 37 CFR 1.821- 1.825.
18. A second copy of the published In	ternational Application under 35 U.S.C	. 154(d)(4).
19. A second copy of the English lang	uage translation of the international ap	plication under 35 U.S.C. 154(d)(4).

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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U.S. APPLICATION NO. (if known, see 37 CFR 1.5) INTERNATIONAL APPLICATION NO.		ATTORNEY'S DOCKET NUMBER .				
Jnassigned PCT/EP2004/013685		BASF.10153WOUS				
20. Other items or information:						
Copy of International Publication No. WO 2005/05 Patentability	3402 with International Sea	rch Report, and cop	y of International Prelimin	ary Report on		
The following fees have been submitted			CALCULATIONS	PTO USE ONLY		
21.		\$300	\$ 300.00			
22.						
If the written opinion prepared by ISA/US or the inter by IPEA/US indicates all claims satisfy provis All other situations	sions of PCT Article 33(1)-(4)	\$0	\$ 200.00			
23. Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the Internation IPEA/US indicates all claims satisfy provision Search fee (37 CFR 1.445(a)(2)) has been paid on the International Searching Authority International Search Report prepared by an ISA other previously communicated to the US by the IB All other situations	\$400.00					
TOTAL OF 21, 22 and 23 =		· · · · · · · · · · · · · · · · · · ·				
Additional fee for specification and drawings file sequence listing in compliance with 37 CFR electronic medium) (37 CFR 1.492(j)).  The fee is \$250 for each additional 50 sheets						
Total Sheets Extra Sheets Number of each thereof (round						
- 100 = /50 =	\$	1 -				
Surcharge of \$130.00 for furnishing any of the searc after the date of commencement of the national stag	\$					
CLAIMS NUMBER FILED	NUMBER EXTRA	RATE	\$			
Total claims 13 - 20 =		x \$50	\$			
Independent claims 1 - 3 =		x \$200	\$			
MULTIPLE DEPENDENT CLAIM(S) (if applicable)		+ \$360	\$			
	\$ 0.00					
Applicant claims small entity status. See 37 CFI						
	\$ 900.00	<u> </u>				
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).			\$			
TOTAL NATIONAL FEE =			\$ 900.00			
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +			\$ 40.00			
TOTAL FEES ENCLOSED =			\$ 940.00			
			Amount to be refunded:	\$		
			Amount to be charged	\$		

PTO-1390 (Rev. 07-2005)

App. ved for use through 3/31/2007. OMB 0651-0021

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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	to the second
A check in the amount of \$ to	cover the above fees is enclosed.
Please charge my Deposit Account No. 50-3218 in the A duplicate copy of this sheet is enclosed.	e amount of \$ 940.00 to cover the above fees.
The Commissioner is hereby authorized to charge any add Account No. 50-3218 A duplicate copy of this sheet in	tional fees which may be required, or credit any overpayment to Deposit senclosed.
Fees are to be charged to a credit card. WARNING: Inform be Included on this form. Provide credit card information	ation on this form may become public. Credit card information should no and authorization on PTO-2038.
OTE: Where an appropriate time limit under 37 CFR 1.495 has nd granted to restore the International Application to pending	not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed status.
END ALL CORRESPONDENCE TO:	Mary B. Thant
lutchison Law Group PLLC	SIGNATURE
.O. Box 31686 aleigh, North Carolina 27612	Mary B. Grant Date: May 25, 2006  NAME
919) 829-9600	32,176 (PCT/EP2004/013685)
	REGISTRATION NUMBER
	•
	•
I hereby certify that the application/correspondence attached here Office to Addressee" service under 37 CFR § 1.10 on the date inc Alexand	to is being deposited with the United States Postal Service "Express Mail Post icated above and is addressed to the Commissioner of Patents, P.O. Box 1450, ria, VA 22313-1450.
Express Mail Label No. 64 835 060 528 U	5 Date of Deposit: 05/25/2006
	Jennie Snéad

	cant: Wolfgang vor EEYN, Hassan ULOUMI-	agé A SADE	Application in the U.S. under ? GHI, David G. KUHN, Nigel ARMES, Christop		C. 371 DRADIN, Alissa ZELLER
Interr Interr Title:	cation No.: Unassigned national Application No.: PCT/EP2004/013689 national Filing Date: December 2, 2004 The Use of N-arylhydrazine Derivatives for Cote No.: BASF.10153WOUS		IAP7 Rec'd PCT/PTO ting Pests in and on Animals	25	MAY 2006'
Rece	eipt is hereby acknowledged for the following	apers	filed in the U.S. Patent and Trademark Office	on _	May 25, 2006
Ø	Transmittal Letter to U.S. Designated/Elected Office Concerning Filing Under 35 USC 371	Ø,	Assignment/Assignment Recordation Form Cover Sheet (PTO-1595)	⊠	Charge \$940.00 to Deposit Account
	(PTO-1390) Executed Declaration/Power of Attorney Unexecuted Declaration/Power of Attorney Copy of PCT/IB/301		Computer Readable form of Sequence Listing Information Disclosure Citation (PTO/SB/108 Information Disclosure Statement W/		Copy of International Application as filed
	Copy of PCT/IB/304 Copy of PCT/IB/308		document(s) Preliminary Amendment Copy of International Search Report		10/580700
$\boxtimes$	Copy of PCT Pub. No. WO 2005/053402	$\boxtimes$	Copy of International Preliminary Report on Patentability	Ш	
	English Translation of International Application		International Preliminary Examination Report including Annexes		
	No	H	Translation of Annexes to IPER		

Documents submitted via Express Mail Label No.: EV 835 060 528 US